

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 25, 2002**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Bedsworth, Acting P.J., O'Leary, J., Aronson, J., and Fybel, J. M. Urena, Deputy Clerk attending.

CIVIL            ORANGE COUNTY SOCIAL SERVICES AGENCY  
No.                v.  
G030696        MARITA R.  
G030762

Merits. Cause called. Richard Pfeiffer argues for appellant. Ward Brady, Deputy County Counsel argues for respondent. Karen J. Dodd argues for the minor. Cause submitted.

CIVIL            RICK STANFORD  
No.                v.  
G030129        CITY OF COSTA MESA

Merits. Cause called. Appellant Rick Stanford argues on his own behalf. M. Lois Bobak argues for respondent. Cause submitted.

CIVIL            LOU ENEV  
No.                v.  
G029570        CAPITOL COMMERCE MORTGAGE CO. et al.

Merits. Cause called. Marty J. Maas argues for appellant. Randall E. Greer argues for respondent Ron Gaglio. Lawrence Dreyfuss argues for respondent Capitol Commerce Mortgage Co. Cause submitted.

CIVIL            UNITED FOOD AND COMMERCIAL WORKERS UNION et al.  
No.                v.  
G029810        ALBERTSON'S INC.

Merits. Cause called. Robert A. Cantore argues for appellants. Lawrence J. Gartner argues for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 25, 2002 (Cont'd)**

CRIM	THE PEOPLE	Not for publication
No.	v.	
G028744	FRANK MORENO AVILA	

Opinion filed. Judgment affirmed as modified.

O'Leary, J.

We concur: Sills, P.J.  
Moore, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G029493	FRANCISCO PINEDA GUTIERREZ	

Opinion filed. Judgment affirmed.

O'Leary, J.

We concur: Sills, P.J.  
Bedsworth, J.

CIVIL	ELLEN MANDEL
No.	v.
G029531	HOUSEHOLD BANK (NEVADA), NATIONAL ASSOCIATION

Order filed. Under rule 22.5, California Rules of Court, submission of the above matter is hereby vacated and the cause resubmitted as of this date. The reason submission is vacated is to allow additional time for the preparation of the court's opinion.

Rylaarsdam, J.

I concur: Sills, P.J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 25, 2002 (Cont'd)**

CIVIL                    MITSUBISHI MATERIALS CORPORATION et al.  
No.                        v.  
G030056                THE SUPERIOR COURT OF ORANGE COUNTY;  
FRANK H. DILLMAN et al.

Order filed. Pursuant to rule 22.5, California Rules of Court, submission of the above matter is hereby vacated and the cause resubmitted as of this date to allow additional time for the preparation of the court's opinion. The matter is hereby resubmitted this date.

Sills, P.J.

We concur: Rylaarsdam, J.  
O'Leary, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G030106	JOSE DE LA RIVA	

Opinion filed. Judgment affirmed.

O'Leary, J.

We concur: Rylaarsdam, Acting P.J.  
Aronson, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G030418	MARK ALLEN WILSON	

Opinion filed. Judgment affirmed as modified.

Rylaarsdam, J.

We concur: Sills, P.J.  
O’Leary, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G030565	CHRISTOPHER A.	

Opinion filed. Judgment affirmed.

By the Court  
Before Rylaarsdam, Acting P.J., O’Leary, J., and Moore, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 26, 2002**

CIVIL                      FIGHTERTOWN ENTERTAINMENT, INC.    Not for publication  
No.                        v.  
G025340                ROBERTSON, STEPHENS & COMPANY

Opinion filed. Judgment affirmed.

Bedsworth, J.

We concur:   Sills, P.J.  
                     Rylaarsdam, J.

CIVIL                      CITY OF LA HABRA                              Not for publication  
No.                        v.  
G026893                BILL BADI GAMMOH  
G027774

Opinion filed. Judgment reversed and remanded.

Sills, P.J.

We concur:   Rylaarsdam, J.  
                     Bedsworth, J.

CIVIL                      JEFFREY J. KATKE et al.  
No.                        v.  
G027304                SEARS MORTGAGE CORPORATION et al.  
G029054

Order filed. Pursuant to rule 22.5, California Rules of Court, submission of the above matter is hereby vacated and the cause resubmitted as of this date to allow additional time for preparation of the court's opinion. The matter is hereby resubmitted as of this date.

Sills, P.J.

We concur:   Aronson, J.  
                     Fybel, J.

CIVIL                      WILLIAM H. EARNEST                              Not for publication  
No.                        v.  
G027505                TRUCK INSURANCE EXCHANGE

Opinion filed. Judgment affirmed as modified.

Sills, P.J.

We concur:   Bedsworth, J.  
                     Fybel, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 26, 2002 (Cont'd)**

CRIM No. G027598	THE PEOPLE v. RANDALL ALLAN YEE	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Moore, Acting P.J. Aronson, J.	Fybel, J.
CIVIL No. G027714	VEDANTA SOCIETY OF SOUTHERN CALIFORNIA v. CALIFORNIA QUARTET, LTD., et al.	Certified for publication
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G027834	VEDANTA SOCIETY OF SOUTHERN CALIFORNIA v. COUNTY OF ORANGE et al.	
	Opinion filed. Judgment reversed and remanded with directions.	
	We concur: Rylaarsdam, J. Bedsworth, J.	Sills, P.J.
CRIM No. G027970	THE PEOPLE v. TERRY DWIGHT BROWN	Not for publication
	Opinion filed. Judgment affirmed as modified.	
	We concur: Aronson, J. Fybel, J.	Bedsworth, Acting P.J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 26, 2002 (Cont'd)**

CRIM No. G028113	THE PEOPLE v. ERIK LENNON RAMIREZ	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: O’Leary, J. Aronson, J.	Sills, P.J.
CIVIL No. G028239	HOA NGUYEN et al. v. CITY OF WESTMINSTER	Certified for publication
	Opinion filed. Judgment affirmed.	
	We concur: Sills, P.J. Moore, J.	Rylaarsdam, J.
CRIM No. G028337	THE PEOPLE v. LEONARDO and MIGUEL CASTELAN	Not for publication
	Opinion filed. Judgments affirmed.	
	We concur: Rylaarsdam, J. Bedsworth, J.	Sills, P.J.
CRIM No. G028531	THE PEOPLE v. SALIM ASSID	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: O’Leary, Acting P.J. Aronson, J.	Moore, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 26, 2002 (Cont'd)**

CIVIL            VICKI I. BARBER  
No.                v.  
G028625        TRICOR FINANCIAL GROUP

Order filed. Pursuant to rule 22.5, California Rules of Court, submission of the above matter is hereby vacated and the cause resubmitted as of this date. The issues raised require additional time for review and completion of the court's opinion.

Aronson, J.

We concur: Rylaarsdam, Acting P.J.  
                 O'Leary, J.

CIVIL            JACQUELINE MILLER  
No.                v.  
G028793        CAROL A. JACKSON

Not for publication

Opinion filed. Judgment reversed and remanded .

Rylaarsdam, Acting P.J.

We concur: O'Leary, J.  
                 Fybel, J.

CRIM            THE PEOPLE  
No.                v.  
G028843        VINCENT RAY GATEWOOD

Not for publication

Opinion filed. Judgment affirmed.

Bedsworth, Acting P.J.

We concur: O'Leary, J.  
                 Moore, J.

CIVIL            LAGUNA HEIGHTS  
No.                DEVELOPMENT CO. et al.  
                 v.  
                 UNION BANK OF CALIFORNIA

Not for publication

Opinion filed. Judgment affirmed.

Aronson, J.

We concur: Sills, P.J.  
                 Fybel, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 26, 2002 (Cont'd)**

CIVIL No. G029338	JOSEPH RAVENNA, JR., Individually and as Trustee, etc. v. JUDY SHALLENBERGER	Not for publication
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Opinion filed. Judgment affirmed.

Moore, J.

We concur: Sills, P.J.  
O'Leary, J.

CIVIL No. G029341	JOAN TODISCO v. EVAN T. BURGE et al.	Not for publication
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Opinion filed. Judgment affirmed.

Bedsworth, J.

We concur: Sills, P.J.  
Moore, J.

CRIM No. G029953	THE PEOPLE v. K. W.	Not for publication
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Opinion filed. Order affirmed.

By the Court

Before Rylaarsdam, Acting P.J., O'Leary, J., and Moore, J.

CIVIL No. G030014	KANG-SHEN CHEN v. UNION BANK OF CALIFORNIA et al.	Not for publication
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Opinion filed. Judgment reversed.

Aronson, J.

We concur: Sills, P.J.  
Fybel, J.



**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 26, 2002 (Cont'd)**

CIVIL No. G030055	ORANGE COUNTY SOCIAL SERVICES AGENCY v. VIRGINIA V.; TUE V.	Not for publication
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Opinion filed. Orders affirmed.

Sills, P.J.

We concur: Rylaarsdam, J.  
O'Leary, J.

CRIM No. G030414	THE PEOPLE v. CARLOS G.	Not for publication
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Opinion filed. Judgment affirmed as modified.

By the Court

Before Rylaarsdam, Acting P.J., O'Leary, J., and Moore, J.

CIVIL No. G030589	ROBERT DAVID RILEY v. THE SUPERIOR COURT OF ORANGE COUNTY; SANTA ANA POLICE DEPARTMENT et al.	Not for publication
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Opinion filed. Petition denied.

Rylaarsdam, J.

We concur: Sills, P.J.  
O'Leary, J.

CIVIL No. G030656	ORANGE COUNTY SOCIAL SERVICES AGENCY v. ROSALINO B. et al.	Not for publication
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Opinion filed. Orders affirmed.

Rylaarsdam, Acting P.J.

We concur: O'Leary, J.  
Moore, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 26, 2002 (Cont'd)**

CRIM	In re JESUS DEL CARMEN RAMIREZ	Not for publication
No.	on	
G031385	Habeas Corpus.	

Opinion filed. Petition granted.

By the Court  
Before Sills, P.J., Rylaarsdam, J., and O'Leary, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 27, 2002**

CIVIL No. G022890	BEST WESTERN PAVING, INC. v. GRANITE CONSTRUCTION, INC., et al.; CALMAT COMPANY	Not for publication
	Opinion filed. Judgment and orders affirmed in part, reversed in part, and remanded.	
	We concur: O’Leary, J. Moore, J.	Rylaarsdam, Acting P.J.

CRIM No. G027838	THE PEOPLE v. JUDY DIANE VALOT	Certified for publication
	Opinion filed. Judgment reversed.	
	We concur: Bedsworth, Acting P.J. Moore, J.	Aronson, J.

CIVIL No. G029570 G029774	LOU ENEV v. RON GAGLIO et al.	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Bedsworth, Acting P.J. Fybel, J.	Aronson, J.

CRIM No. G029849	THE PEOPLE v. TONY SUBIA	Not for publication
	Opinion filed. Judgment affirmed.	
	Before Sills, P.J., Rylaarsdam, J., and O’Leary, J.	By the Court

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 28, 2002**

Holiday

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 29, 2002**

Holiday